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## **ARTICLE 11. STD-RELATED TESTING AND NOTIFICATION**

### **R9-6-1101. Definitions**

In this Article, unless otherwise specified:

1. “Designated service area” means the same as in R9-18-101.
2. “Primary syphilis” means the initial stage of syphilis infection characterized by the appearance of one or more open sores in the genital area or mouth of an infected individual.
3. “Secondary syphilis” means the stage of syphilis infection occurring after primary syphilis and characterized by a rash that does not itch, fever, swollen lymph glands, and fatigue in an infected individual.
4. “STDs” means “sexually transmitted diseases” as defined in A.R.S. § 13-1415.

### **R9-6-1102. Health Care Provider Requirements**

When a laboratory report for a test ordered by a health care provider for a subject indicates that the subject is infected with a STD, the health care provider shall:

1. Describe the test results to the subject;
2. Provide or arrange for the subject to receive the following information about the STD for which the subject was tested:
  - a. A description of the disease or syndrome caused by the STD, including its symptoms;
  - b. Treatment options for the STD and where treatment may be obtained;
  - c. A description of how the STD is transmitted to others;
  - d. A description of measures to reduce the likelihood of transmitting the STD to others and that it is necessary to continue the measures until the infection is eliminated;
  - e. That it is necessary for the subject to notify individuals who may have been infected by the subject that the individuals need to be tested for the STD;
  - f. The availability of assistance from local health agencies or other resources; and
  - g. The confidential nature of the subject’s test results; and
3. Report the information required in R9-6-202 to a local health agency.

### **R9-6-1103. Local Health Agency Requirements**

**A.** For each STD case, a local health agency shall:

1. Comply with the requirements in:
  - a. R9-6-313(A) for each chancroid case reported to the local health agency, and
  - b. R9-6-372(A) for each syphilis case reported to the local health agency;

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2. Offer or arrange for treatment for each STD case that seeks treatment from the local health agency for symptoms of:
          - a. Chancroid,
          - b. Chlamydia infection,
          - c. Gonorrhea, or
          - d. Syphilis;
      3. Provide information about the following to each STD case that seeks treatment from the local health agency:
        - a. A description of the disease or syndrome caused by the applicable STD, including its symptoms;
        - b. Treatment options for the applicable STD;
        - c. A description of measures to reduce the likelihood of transmitting the STD to others and that it is necessary to continue the measures until the infection is eliminated; and
        - d. The confidential nature of the STD case's test results; and
      4. Inform the STD case that:
        - a. A chlamydia or gonorrhea case must notify each individual, with whom the chlamydia or gonorrhea case has had sexual contact within 60 days preceding the onset of chlamydia or gonorrhea symptoms up to the date the chlamydia or gonorrhea case began treatment for chlamydia or gonorrhea infection, of the need for the individual to be tested for chlamydia or gonorrhea; and
        - b. The Department or local health agency will notify, as specified in subsection (B), each contact named by a chancroid or syphilis case.
  - B.** For each contact named by a chancroid or syphilis case, the Department or a local health agency shall:
    1. Notify the contact of the contact's exposure to chancroid or syphilis and of the need for the contact to be tested for:
      - a. Chancroid, if the chancroid case has had sexual contact with the contact within 10 days preceding the onset of chancroid symptoms up to the date the chancroid case began treatment for chancroid infection; or
      - b. Syphilis, if the syphilis case has had sexual contact with the contact within:
        - i. 90 days preceding the onset of symptoms of primary syphilis up to the date the syphilis case began treatment for primary syphilis infection;

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- ii. Six months preceding the onset of symptoms of secondary syphilis up to the date the syphilis case began treatment for secondary syphilis infection; or
      - iii. 12 months preceding the date the syphilis case was diagnosed with syphilis if the syphilis case cannot identify when symptoms of primary or secondary syphilis began;
    - 2. Offer or arrange for each contact to receive testing and, if appropriate, treatment for chancroid or syphilis; and
    - 3. Provide information to each contact of a chancroid or syphilis case about:
      - a. The characteristics of the applicable STD,
      - b. The syndrome caused by the applicable STD,
      - c. Measures to reduce the likelihood of transmitting the applicable STD, and
      - d. The confidential nature of the contact's test results.
  - C. For each contact of a chlamydia or gonorrhea case who seeks treatment from a local health agency for symptoms of chlamydia or gonorrhea, the local health agency shall:
    - 1. Offer or arrange for treatment for chlamydia or gonorrhea;
    - 2. Provide information to each contact of a chlamydia or gonorrhea case about:
      - a. The characteristics of the applicable STD,
      - b. The syndrome caused by the applicable STD,
      - c. Measures to reduce the likelihood of transmitting the applicable STD, and
      - d. The confidential nature of the contact's test results.

**R9-6-1104. Court-ordered STD-related Testing**

- A. A person who tests a specimen of blood or another body fluid from a subject to detect a STD as authorized by a court order issued under A.R.S. § 13-1210, 13-1415, or 32-3207 shall:
  - 1. Be a certified laboratory, as defined in A.R.S. § 36-451;
  - 2. Use a test approved by the U.S. Food and Drug Administration for use in STD-related testing; and
  - 3. Report the test results for each subject directly to the Department within five working days after obtaining the test results.
- B. A health care provider who receives the results of a test to detect a STD that was performed as a result of a court order issued under A.R.S. § 13-1210 shall comply with the requirements specified in A.A.C. Title 9, Chapter 6, Article 8.

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- C.** A health care provider who receives the results of a test to detect a STD that was performed as a result of a court order issued under A.R.S. § 32-3207 shall comply with the requirements specified in A.A.C. Title 9, Chapter 6, Article 9.
- D.** When a court orders a test under A.R.S. § 13-1415 to detect a STD, the prosecuting attorney who petitioned the court for the order shall provide the name and address of the victim to the Department.
- E.** A submitting entity that receives the results of a test to detect a STD that was performed as a result of a court order issued under A.R.S. § 13-1415 shall:
1. Comply with the requirements in:
    - a. R9-6-802(A)(2)(a) and (b), R9-6-802(D), and R9-6-802(F) through (J) for a subject who is not incarcerated or detained; and
    - b. R9-6-802(B), R9-6-802(D) through (G), and R9-6-802(J) for a subject who is incarcerated or detained; or
  2. Provide to the Department or the local health agency in whose designated service area the subject is living:
    - a. The name and address of the subject.
    - b. A written copy of the STD test results, and
    - c. Notice that the submitting entity did not provide notification as specified in subsection (E)(1).
- F.** If the Department or a local health agency is notified by a submitting entity as specified in subsection (E)(2), the Department or local health agency shall comply with the requirements in:
1. R9-6-802(A)(2)(a) and (b), R9-6-802(D), and R9-6-802(F) through (J) for a subject who is not incarcerated or detained; and
  2. R9-6-802(B), R9-6-802(D) through (G), and R9-6-802(J) for a subject who is incarcerated or detained.
- G.** When the Department receives the results of a test to detect a STD that was performed for a subject as a result of a court order issued under A.R.S. § 13-1415, the Department shall:
1. Provide to the victim:
    - a. A description of the results of the test to detect the STD,
    - b. The information specified in R9-6-802(D), and
    - c. If requested by the victim, a written copy of the test results; or
  2. Provide to the local health agency in whose designated service area the victim is living:
    - a. The name and address of the victim.
    - b. A written copy of the results of the test to detect the STD, and

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- c. Notice that the Department did not provide notification as specified in subsection (G)(1).

**H.** If a local health agency is notified by the Department as specified in subsection (G)(2), the local health agency shall:

- 1. Provide to the victim:
  - a. A description of the results of the test to detect the STD;
  - b. The information specified in R9-6-802(D); and
  - c. If requested by the victim, a written copy of the test results; or
- 2. If the local health department is unable to locate the victim, notify the Department that the local health department did not inform the victim of the results of the test to detect the STD.